

1
2
3
4
5
6
7
8 UNITED STATES BANKRUPTCY COURT
9 WESTERN DISTRICT OF WASHINGTON
10

11 IN RE:

12 Nicholas Clifton Barnard,

13
14
15 Debtors.

CHAPTER 7 BANKRUPTCY

NO.: 20-11870-TWD

**STIPULATED ORDER ON DEBTOR'S
MOTION TO REDEEM AND
CREDITOR'S MOTION FOR RELIEF**

16
17 Santander Consumer USA Inc., its assignees and/or successors ("Secured Creditor") and
18 Debtor, Nicolas Clifton Barnard, ("Debtor") stipulate that Debtor's motion to redeem should be
19 resolved as provided in this stipulated order. Based on the stipulation, it is ORDERED that the
20 stay existing pursuant to 11 U.S.C. § 362(a) as to the 2013 Ford C-Max
21 VIN: 1FADP5CU7DL531019 (Vehicle) shall remain in effect as to Creditor subject to the
22 following conditions:

23 1. The Debtor shall pay to Creditor the sum of \$5,250.00 in one lump sum in redemption
24 of the Vehicle. Payment shall be in the form of a cashier's check, other certified funds or a
25 check on an account of Debtor's lender and made payable to Santander Consumer USA Inc.

26 2. Payment shall be received within 14 days of the date of this order. Payment shall be
27 made payable to Santander Consumer USA, Inc. and mailed to the following address: Santander
28 Consumer USA, Inc., P.O. Box 560284, Dallas TX 75356.
29

1 3. Should the the payment of \$5,250.00 fail to be received by the time provided herein,
2 Creditor shall provide written notice of the default to the Debtor and the Debtor's attorney. The
3 Debtor will then have 5 days from the date the written notice was delivered to the Debtor and the
4 Debtor's attorney to bring the required payment current. If Debtor fails to cure the default as
5 outlined in the notice, then Creditor shall be entitled to submit an order terminating the automatic
6 stay supported by a certificate of non-compliance and copy of the mailed written notice of
7 default.

8 4. Upon receipt of the redemption payment of \$5,250.00, Creditor shall, within 15 days
9 of receipt of payment, transfer title to the Debtors' attorney or an alternative address provided by
10 Debtors' attorney to Creditor's counsel.

11 5. If payment is timely received by Creditor and the redemption is finalized, Creditor's
12 motion for relief from stay shall be considered withdrawn.

13 /// End of Order ///

14
15 Approved as to form:

Presented by:

16
17 /s/ Michelle Carmondy Kaplan
18 Michelle Carmody Kaplan WSBA#27286
19 Attorney for Debtor

/s/ James K. Miersma
James K. Miersma WSBA#22062
Attorney for Creditor